IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.285 OF 1993
IN
FIRST APPEAL (ST) NO.30721 OF 1991

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OFFICE NOTES, OFFICE MEMORANDUM OF CORAM, APPEARANCES, COURT'S ORDERS OR DIRECTIONS AND REGISTRAR'S ORDERS	COURT'S OR JUDGES ORDERS

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CORAM : A. S. OKA, J.
DATE : JUNE 08, 2006.

P.C.:

1. Heard Shri Deshpande appearing for the Applicant. This is an Application made under Order XXXIII of the Code of Civil Procedure, 1908 for grant of permission to prosecute First Appeal as an indigent person. In paragraph No.2 of the Application it is admitted that the Applicant was the owner of a truck. In the Application in paragraph 4 it is stated that the Applicant has sold the truck. However, no particulars are mentioned as regards the consideration received by sale of the truck. No particulars such as date of sale of the truck are given in the Application. No document is produced alongwith the Application to show that the truck was sold on a particular date and a particular amount

was received. Even in the annexure to the Application, the amount received by sale of truck is not disclosed. Hence, no case is made out to grant relief in terms of prayer clause (b). Accordingly, Application is rejected.

2. Time of eight weeks is granted to the Applicant to pay court fee. If court fee is not paid within the stipulated time, Appeal and all other Applications will stand dismissed for want of prosecution.

JUDGE